

F. No. NCTE/WRC/APW05669/223615/B.ED./M.P./2023 223338

Date: 15/06/2023

Restoration Order

WHEREAS, the institution, namely, Gyan Shiksha Mahavidyalaya, run by Shri Om Shanti Educational Society, 302-B, Vardhman Tower, 229, Tilakpath, Indore, Madhya Pradesh was granted recognition by WRC, NCTE for B.Ed. course of one year duration with an annual intake of 100 students vide order No.WRC/5-6/104th/2008/37899 dated 29.07.2008.

2. **AND WHEREAS**, on the representation vide letter dated 27.04.2013 of the institution, letter was issued to institution and copy endorsed to Dept. of Higher Education, Govt. of Madhya Pradesh vide No.WRC/MP/List/B.Ed./223615/2013/104017, 104019 dated 10.06.2013 regarding correction of address of the institution "Gyan Shiksha Mahavidyalaya, P.No.7, Survey No.1812, Amruta Bhawan, Kumhar Gadda, Jayprakash Marg, Dhar, MP".

3. **AND WHEREAS**, after promulgation of NCTE Regulations, 2014, the revised recognition order was issued to the institution viz. Gyan Shiksha Mahavidyalaya, P.No.7, Survey No.1812, Amruta Bhawan, Kumhar Gadda, Jayprakash Marg, Dhar, Madhya Pradesh for conducting B.Ed. programme of two years duration with an annual intake of 100 students (two basic units of 50 students each) from the academic session 2015-2016 vide order No.WRC/APW05669/223615/2015/142090 dated 31.05.2015 subject to compliance regarding fulfilment of conditions mentioned therein.

4. **AND WHEREAS**, the matter regarding shifting of premises was considered by WRC in its 244th meeting held on February 25th-26th, 2016 and Committee decided to grant permission for shifting of premises of institution from "Gyan Shiksha Mahavidyalaya, P.No.7, Survey No.1812, Amruta Bhawan, Kumar Gadda, Jayprakash Marg, Dhar, Madhya Pradesh" to "Gyan Shiksha Mahavidyalaya, Khasra No.-486, Village-Delmi, Mandu Road, Dhar, Madhya Pradesh". Accordingly, shifting permission order was issued to the institution dated 29.02.2016.

5. **AND WHEREAS**, matter regarding compliance by the institution of the conditions of the revised recognition order was considered by WRC in its 255th meeting held on 22-24 June, 2016 and Committee decided to issue Show Cause Notice on the following ground:

(i) The institution has not submitted original staff profile for the session 2015-16 duly approved by the affiliating body.

Accordingly, Show Cause Notice under Section 17(1) of the NCTE Act, 1993 was issued to the institution dated 01.12.2016 with direction to submit written representation within a period of 21 days from the date of the show cause notice.

6. **AND WHEREAS**, reply in response to show cause notice submitted by the institution on 12.01.2017 and the matter was considered by WRC in its 310th meeting held on August 19th-21st, 2019 and Committee decided as under:

"The Show Cause Notice was issued to the institution vide letter dated 11/12/2016 and reply received on 12/01/2017.

The summary of the case reveals that the reply was not submitted within the stipulated time of 30 days as per the Show Cause Notice.

Moreover, the staff profile of 1+9 is insufficient for approved intake of two basic units and also staff at sr.No.8 & 9 are not having 55% in P.G. subject.

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Hence, the Committee decided to withdraw the recognition under Section 17(1) of the NCTE Act, 1993 for B.Ed. Programme with effect from the end of the academic session next following the date of communication of the said order."

Accordingly, withdrawal order was issued to the institution dated 28.08.2019.

7. **AND WHEREAS**, the institution filed an appeal under Section 18 of the NCTE Act, 1993 and NCTE Appellate Authority vide its order dated 10.04.2023 has rejected the appeal of the institution and confirmed the impugned withdrawal order dated 28.08.2019 issued by WRC.

8. **AND WHEREAS**, being aggrieved, the institution filed W.P. (C) 6842/2023 CM APPL.28583/2023 before the Hon'ble High Court of Delhi at New Delhi and the Hon'ble Court passed an order dated 25.05.2023. The operative part of court order is as under:

"... 18. In view of the aforesaid, order passed by the AC is set aside. Consequently, the order passed by the WRC dated 28.08.2019 is also set aside. However, liberty is granted to WRC to re-inspect the institution or to call upon the petitioner-institution to refurnish the information as to satisfy itself whether the petitioner-institution is fulfilling the necessary requirements under the applicable regulations. In case, the WRC finds that there are any deficiencies, then, appropriate steps in accordance with law be taken.

19. Let respondent no.1-WRC to issue restoration order in favour of the petitioner-institution within 15 days from the date of receipt of the copy of the order passed by this court. Let the same be also sent to the concerned State and the University.

20. With the aforesaid directions, the instant petition stands disposed of.

21. The date earlier fixed i.e. 19.07.2023 stands cancelled."

9. **NOW THEREFORE**, in compliance of directions of Hon'ble Court, recognition of Gyan Shiksha Mahavidyalaya, Khasra No.-486, Village-Delmi, Mandu Road, Dhar, Madhya Pradesh for conducting B.Ed. programme of two years duration with an annual intake of 100 (two basic units of 50 students each) is hereby restored pending consideration of the matter and until a fresh withdrawal order is issued by the WRC, NCTE.

10. The terms and conditions shall remain same mentioned in the revised recognition order issued vide order dated 31.05.2015.

By Order,

Meetu Bharti
(Dr. Meetu Bharti)
Regional Director

To
The Manager,
Govt. of India Press,
Department of Publications, (Gazette Section)
Civil Lines, Delhi- 110054.

Copy to:

1. The Principal, Gyan Shiksha Mahavidyalaya, Khasra No.-486, Village-Delmi, Mandu Road, Dhar, Madhya Pradesh.

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2. The Secretary, Shri Om Shanti Educational Society, Shop No. 1, Shaili Saadi, 46 Hemilton Road, Indore, Madhya Pradesh.
3. The Secretary, Department of Higher Education, Govt. of Madhya Pradesh, Mantralaya, Bhopal-462011, Madhya Pradesh with a request to update the recognized list with the recognition/withdrawal/restoration orders issued by WRC time to time from the copy of order endorsed to you.
4. The Registrar, Devi Ahilya Vishwavidyalaya, Nalanda Campus, R.N.T Marg, Indore-452001, Madhya Pradesh.
5. The Secretary, Dept. of School Education and Literacy, Ministry of Education, Government of India, Shastri Bhawan, New Delhi-110001.
6. The Under Secretary, (IT & e-Governance), NCTE, G-7, Sector-10, Dwarka, New Delhi-110075.
- ✓ 7. IT Section, WRC- for uploading order on website.
8. Office Order File/Institution File - APW05669/223615/B.Ed.

H. C. B. Bhat
Regional Director